

Notice of References CitedApplication/Control No.
10/085,574Applicant(s)/Patent Under
Reexamination
DILLINER, MONTEExaminer
Heba ElkassabgiArt Unit
2834

Page 1 of 1

U.S. PATENT DOCUMENTS

| * | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Name | Classification |
|---|--|-----------------|--------------------|----------------|
| A | US-5,365,134 | 11-1994 | Mason et al. | 310/114 |
| B | US-4,517,477 | 05-1985 | Pankratz, David P. | 310/23 |
| C | US-3,469,130 | 09-1969 | Jines et al. | 310/154.49 |
| D | US- | | | |
| E | US- | | | |
| F | US- | | | |
| G | US- | | | |
| H | US- | | | |
| I | US- | | | |
| J | US- | | | |
| K | US- | | | |
| L | US- | | | |
| M | US- | | | |

FOREIGN PATENT DOCUMENTS

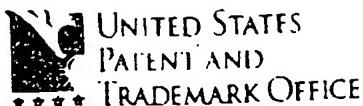
| * | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Country | Name | Classification |
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NON-PATENT DOCUMENTS

Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)

| | | |
|---|---|--|
| * | U | |
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*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.



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If the contents of the attached correspondence have any clerical omissions, e.g., missing references or pages, illegible text, or any other similar errors, please contact us at the number below. We will take appropriate action to expedite the necessary corrections. Also, if you have general questions concerning any application assigned to Technology Center 2800, please contact our Customer Service Center. Questions concerning the merits of the application must be directed to the Examiner in charge of the particular application, then to the supervisor if appropriate.

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| | | |
|--------------------|--------------|---------|
| Sharon Gibson | 703/308-0658 | 2810 |
| Rolf G. Hille | 703/306-0658 | 2820 |
| Richard Seidel | 703.306-3431 | 2830-40 |
| Howard N. Goldberg | 703/306-3431 | 2850-60 |
| Janice A. Falcone | 709 308-0530 | 2870-80 |

| | | |
|------------------------------|-----------------|-------------------------------|
| Office Action Summary | Application No. | Applicant(s) |
| | 10/085,574 | DILLINER, MONTE <i>ACR</i> |
| | Examiner | Art Unit |
| | Heba Elkassabgi | 2834 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM

THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 10085574.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-7 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1,5 and 7 is/are rejected.
- 7) Claim(s) 2,3,4, and 6 is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) The proposed drawing correction filed on _____ is: a) approved b) disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) All b) Some * c) None of:
1.) Certified copies of the priority documents have been received.
2.) Certified copies of the priority documents have been received in Application No. _____.
3.) Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) The translation of the foreign language provisional application has been received.
- 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ | 6) <input type="checkbox"/> Other: _____ |

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: 25690-901

Date: February 27, 2002

Express Mail No.: EK785231103US

TRANSMITTAL OF PATENT APPLICATION FOR FILING

Dear Sir:

Transmitted herewith for filing is a patent application of:

Inventor(s): Monte Dilliner

For: Magnetic Motor

Enclosed are papers, identified as follows:

- Specification and Claims
 Declaration or Oath and Petition, Power of Attorney
_____ To follow if this line is checked
 5 Sheets of Drawings
 Informal if this line is checked
_____ Certified Copy of Priority Document

This application claims the benefit under 35 USC §119(e) of a prior U.S. Provisional Application.
Please amend the Specification by inserting, before the first line, the following sentence: "This
application claims the benefit of U.S. Provisional Application(s)
No(s). 60/271,706, filed February 27, 2001."

An Assignment is:

_____ enclosed, signed by the inventor and the requisite cover sheet therefor; or
_____ to follow if this line is checked.

Applicant claims small entity status (See 37 CFR 1.27).

This application is a: Continuation Divisional Continuation-in-part (CIP) of prior
application no.: _____ / _____.

Prior application information: Examiner _____ Group Art Unit: _____.

Please charge any additional fees associated with this application to Deposit Order Account
#501581.

A filing fee is calculated as follows:

| | | | |
|---|---|----|--------|
| Basic Fee | = | \$ | 370.00 |
| Total Claims <u>7</u> minus 20 = * <u>0</u> | X | \$ | 0.00 |
| Independent <u>1</u> minus 3 = * <u>0</u> | X | \$ | 0.00 |
| Fee for Multiple dependent claims | = | \$ | |

Please charge the filing fee associated with this application to Deposit Order
Account#501581

\$ 370.00

ATTACH DUPLICATE COPY OF THIS PAGE

Respectfully submitted,

By

Salvatore Anastasi
Registration No. 39090
Barley, Snyder, Senft & Cohen, LLC
126 East King Street
Lancaster, PA 17602-2893
Attorney for Applicant
Phone: (610) 722-3899
Facsimile: (610) 889-3696



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| APPLICATION NUMBER | FILING DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|--------------------|-------------|-----------------------|------------------|
| 10/085,574 | 02/27/2002 | Monte Dilliner | 25690-901 |

CONFIRMATION NO. 8917



OC00000008703204

Bruce J. Wolstoncroft, Esquire
Barley, Snyder, Senft & Cohen, LLC
126 East King Street
Lancaster, PA 17602



Title: Magnetic motor

Publication No. US-2002-0117924-A1

Publication Date: 08/29/2002

Date Mailed: 08/29/2002

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publically available Searchable Databases via the Internet at www.uspto.gov. The direct link to access the publication is currently <http://www.uspto.gov/patft/>.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Office of Public Records. The Office of Public Records can be reached by telephone at (703) 308-9726 or (800) 972-6382, by facsimile at (703) 305-8759, by mail addressed to the United States Patent and Trademark Office, Office of Public Records, Crystal Gateway 4, Room 335, Washington, D.C. 20231, or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at www.uspto.gov using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently <http://pair.uspto.gov/>. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

Further assistance in electronically accessing the publication, or about PAIR, is available by calling the Patent Electronic Business Center at (703) 305-3028.